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OFFICE OF PETITIONS

In re Application of :
Gene Gould et al :
Application No. 10/658,363 : DECISION GRANTING PETITION
Filed: September 8, 2003 : UNDER 37 CFR 1.137(b)
Attorney Docket No. P 016417 305324 :

This is a decision on the petition under 37 CFR 1.137(b), filed November 7, 2005, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed March 8, 2005, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on June 9, 2005. A Notice of Abandonment was mailed on September 27, 2005.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) a reply/amendment to the non-final Office action of March 8, 2005; (2) the petition fee of \$750; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the non-final Office action of March 8, 2005 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3218.

This matter is being referred to Technology Center AU 2877 for appropriate action in due course on the reply received March 8, 2005.


Frances Hicks

Petitions Examiner
Office of Petitions